

CLERK'S OFFICE  
U.S. DISTRICT COURT  
AT ROANOKE, VA  
FILED

August 20, 2024  
LAURA A. AUSTIN, CLERK  
BY: s/ S. Neily, Deputy Clerk

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

MOUNTAIN VALLEY PIPELINE, LLC, )

Plaintiff, )

v. )

Case Number: 7:24-cv-00254

MADELINE FFITCH, )

Defendant. )

**NOTICE**

On July 18, 2024, defendant Madeline Ffitch filed a notice of constitutional question pursuant to Federal Rule of Civil Procedure 5.1. In accordance with 28 U.S.C. § 2403(b) and Federal Rule of Civil Procedure 5.1(b), the court hereby certifies notice to the Attorney General of Virginia that defendant has raised a defense calling into question the constitutionality of Virginia Code § 18.2-499, both on its face and as applied to Ffitch.

The Attorney General may intervene within 60 days of defendants' Rule 5.1(a) notice. Fed. R. Civ. P. 5.1(c). The court requests that the Attorney General inform the court within 21 days of this notice whether the Commonwealth will seek to intervene.

The Clerk is directed to send a copy of this notice via certified mail to the Office of the Attorney General of Virginia, ATTN: Jason S. Miyares, 202 North Ninth Street, Richmond, Virginia 23219, and to provide copies to all counsel of record.

Entered: August 20, 2024.

*/s/ Elizabeth K. Dillon*

Elizabeth K. Dillon  
Chief United States District Judge